

and Constitution Avenue, NW.,
Washington, DC 20230.

Dated: June 21, 2004.

Vanessa M. Bachman,

*Acting Director, Office of Export Trading,
Company Affairs.*

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COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Request for Public Comments on Commercial Availability Petition under the United States - Caribbean Basin Trade Partnership Act (CBTPA)

June 22, 2004.

AGENCY: The Committee for the
Implementation of Textile Agreements

ACTION: Request for public comments
concerning a petition for a
determination that certain dyed, two
way stretch twill woven fabric cannot be
supplied by the domestic industry in
commercial quantities in a timely
manner under the CBTPA.

SUMMARY: On June 18, 2004, the
Chairman of CITA received a petition
from Grunfeld, Desiderio, Lebowitz,
Silverman & Klestadt, LLP, on behalf of
Pressman-Gutman Co., Inc., alleging that
certain dyed, two way stretch twill
woven fabric, of three ply yarns
composed of 62 percent staple
polyester, 33 percent staple rayon and 5
percent filament spandex, of the
specifications detailed below, classified
in subheading 5515.11.0040 of the
Harmonized Tariff Schedule of the
United States (HTSUS), cannot be
supplied by the domestic industry in
commercial quantities in a timely
manner. It requests that apparel articles
of such fabrics assembled in one or
more CBTPA beneficiary countries be
eligible for preferential treatment under
the CBTPA. CITA hereby solicits public
comments on this petition, in particular
with regard to whether this fabric can be
supplied by the domestic industry in
commercial quantities in a timely
manner. Comments must be submitted
by July 12, 2004 to the Chairman,
Committee for the Implementation of
Textile Agreements, Room 3001, United
States Department of Commerce, 14th
and Constitution, N.W., Washington,
D.C. 20230.

FOR FURTHER INFORMATION CONTACT:
Janet E. Heinzen, International Trade
Specialist, Office of Textiles and
Apparel, U.S. Department of Commerce,
(202) 482-3400.

SUPPLEMENTARY INFORMATION:

Authority: Section 213(b)(2)(A)(v)(II) of the
CBERA, as added by Section 211(a) of the
CBTPA; Section 6 of Executive Order No.
13191 of January 17, 2001.

BACKGROUND:

The CBTPA provides for quota- and
duty-free treatment for qualifying textile
and apparel products. Such treatment is
generally limited to products
manufactured from yarns or fabrics
formed in the United States. The CBTPA
also provides for quota- and duty-free
treatment for apparel articles that are
both cut (or knit-to-shape) and sewn or
otherwise assembled in one or more
CBTPA beneficiary countries from fabric
or yarn that is not formed in the United
States, if it has been determined that
such fabric or yarn cannot be supplied
by the domestic industry in commercial
quantities in a timely manner. In
Executive Order No. 13191, the
President delegated to CITA the
authority to determine whether yarns or
fabrics cannot be supplied by the
domestic industry in commercial
quantities in a timely manner under the
CBTPA and directed CITA to establish
procedures to ensure appropriate public
participation in any such determination.
On March 6, 2001, CITA published
procedures that it will follow in
considering requests. (66 FR 13502).

On June 18, 2004, the Chairman of
CITA received a petition on behalf of
Pressman-Gutman Co., Inc., alleging that
certain dyed, two way stretch twill
woven fabric, of three-ply yarns
composed of 62 percent staple
polyester, 33 percent staple rayon and 5
percent filament spandex, of the
specifications detailed below, classified
in subheading 5515.11.0040 of the
Harmonized Tariff Schedule of the
United States (HTSUS), cannot be
supplied by the domestic industry in
commercial quantities in a timely
manner and requesting quota- and duty-
free treatment under the CBTPA for
apparel articles that are cut and sewn in
one or more CBTPA beneficiary
countries from such fabrics.

Specifications:

Construction: 40.9 warp ends per
centimeter, 27.6 filling picks per
centimeter

3 Ply Yarn: two size 40 c.c. polyester/
rayon blend staple yarns combined
with a 40 denier filament spandex
yarn in both the warp and the
filling

Weight: Approximately 285 g/m².

CITA is soliciting public comments
regarding this request, particularly with
respect to whether this fabric can be
supplied by the domestic industry in
commercial quantities in a timely

manner. Also relevant is whether other
fabrics that are supplied by the domestic
industry in commercial quantities in a
timely manner are substitutable for the
fabric for purposes of the intended use.
Comments must be received no later
than July 12, 2004. Interested persons
are invited to submit six copies of such
comments or information to the
Chairman, Committee for the
Implementation of Textile Agreements,
room 3100, U.S. Department of
Commerce, 14th and Constitution
Avenue, N.W., Washington, DC 20230.

If a comment alleges that this fabric
can be supplied by the domestic
industry in commercial quantities in a
timely manner, CITA will closely
review any supporting documentation,
such as a signed statement by a
manufacturer of the fabric stating that it
produces the fabric that is the subject of
the request, including the quantities that
can be supplied and the time necessary
to fill an order, as well as any relevant
information regarding past production.

CITA will protect any business
confidential information that is marked
"business confidential" from disclosure
to the full extent permitted by law.
CITA will make available to the public
non-confidential versions of the request
and non-confidential versions of any
public comments received with respect
to a request in room 3100 in the Herbert
Hoover Building, 14th and Constitution
Avenue, N.W., Washington, DC 20230.
Persons submitting comments on a
request are encouraged to include a non-
confidential version and a non-
confidential summary.

D. Michael Hutchinson,

*Acting Chairman, Committee for the
Implementation of Textile Agreements.*

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COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Shipments of Cotton, Wool, Man-Made Fiber, Silk Blend and Other Vegetable Fiber Textiles and Apparel in Excess of Agreement Limits

June 22, 2004.

AGENCY: The Committee for the
Implementation of Textile Agreements
(CITA).

ACTION: Notice

FOR FURTHER INFORMATION CONTACT:
Philip J. Martello, Director, Trade and
Data Division, Office of Textiles and
Apparel, U.S. Department of Commerce,
(202) 482-3400.